

1 CHRISTOPHER E. COBEY, Bar No. 060821
 2 NORA R. CULVER, Bar No. 240098
 3 LITTLER MENDELSON
 4 A Professional Corporation
 5 50 West San Fernando Street, 14th Floor
 6 San Jose, CA 95113-2303
 7 Telephone: 408.998.4150
 8 Facsimile: 408.288.5686
 9 ccobey@littler.com
 10 nculver@littler.com

E-FILED 2/28/07

11 WILLIAM R. RAPOPORT, Bar No. 047086
 12 LAW OFFICES OF WILLIAM R. RAPOPORT
 13 643 Bair Island Road, Suite 400
 14 Redwood City, CA 94063
 15 Telephone: 650.340-7107
 16 Facsimile: 650.572.1857
 17 wiliamrapoport@yahoo.com

18 Attorneys for Defendant
 19 HAMMON PLATING CORPORATION

20 UNITED STATES DISTRICT COURT
 21 NORTHERN DISTRICT OF CALIFORNIA
 22 SAN JOSE DIVISION

23 EQUAL EMPLOYMENT
 24 OPPORTUNITY COMMISSION,

Case No. C06-6140 RS

25 Plaintiff,

**STIPULATION AND [PROPOSED] ORDER
 26 CONTINUING CASE MANAGEMENT
 27 CONFERENCE (L.R. 16-10(c))**

v.

28 HAMMON PLATING CORPORATION, a
 California Corporation,

Defendant.

The parties, by their attorneys of record, represent as follows:

1. In its January 3, 2007, civil minute order, the Court directed that this case be mediated, and directed counsel to meet and confer and report back to the Court by January 10 on an ADR process.

2. On January 10, 2007, counsel reported to the Court by letter that they had

1 agreed to use the District's ADR program, and had agreed upon five mediator candidates.

2 3. By this Court's January 22, 2007, order denying the Defendant's motion to
 3 dismiss or, in the alternative, to stay this action, the Court directed the parties "to engage in
 4 mediation under the District's ADR program as promptly as is practicable" (Order, 3:3).

5 4. By a January 25, 2007, "Notice of Appointment of Mediator," the parties were
 6 advised that Jessica M. Notini had been assigned as the mediator for this action.

7 5. Counsel for the parties have conferred by telephone and e-mail with assigned
 8 mediator Notini concerning dates for the mediation of this case.

9 6. Counsel and the mediator have had difficulty in finding a mutually available
 10 mediation date, before the existing mediation deadline set in this case, on which all counsel and the
 11 client's representatives can be present.

12 7. Counsel for the parties have not yet been able to engage in the full exchange
 13 of information in preparation for the mediation.

14 8. Counsel for the Defendant represents that the representative of the corporate
 15 Defendant will be unavailable to attend a mediation beginning April 6 through April 22, 2007.

16 9. The parties agree that in the interests of having a productive Case
 17 Management Conference, the Case Management Conference should best be held after the mediation
 18 has taken place. (Moreover, a successful mediated settlement would obviate the need for a further
 19 Case Management Conference).

20 Based on the foregoing representations, the parties, by their attorneys of record,
 21 stipulate, pursuant to Civil Local Rule 16-10(c), to request jointly that the Case Management
 22 Conference presently set for Wednesday, March 7, 2007, at 2:30 p.m. be continued to Wednesday,
 23 June 6, 2007, at 2:30 p.m.

24 This stipulation may be signed in counterparts.

25 //

26 //

1 IT IS SO STIPULATED:

2 Dated: February 28, 2007

3
4 /S/
5 CHRISTOPHER E. COBEY
6 LITTLER MENDELSON
7 A Professional Corporation
8 Attorneys for Defendant
9 HAMMON PLATING CORPORATION

10 Dated: February 28, 2007

11
12 /S/
13 WILLIAM R. RAPOPORT
14 LAW OFFICES OF WILLIAM R.
15 RAPOPORT
16 Attorney for Defendant
17 HAMMON PLATING CORPORATION

18 Dated: February 28, 2007

19
20 /S/
21 CINDY O'HARA
22 Attorney for Plaintiff EQUAL
23 EMPLOYMENT OPPORTUNITY
24 COMMISSION

25 **ORDER**

26 Based on the foregoing stipulation, IT IS ORDERED that the Case Management Conference
27 presently set for Wednesday, March 7, 2007, at 2:30 p.m. is continued to Wednesday, June 6, 2007,
28 at 2:30 p.m.

Dated: February 28, 2007

Firmwide:82044962.4 051714.1001



25 THE HONORABLE RICHARD SEEBOORG
26
27
28